

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

**MARKING OBJECT VIRTUALIZATION
INTELLIGENCE, LLC,**

Plaintiff,

v.

BARRACUDA NETWORKS, INC.,

Defendant.

C.A. No. 2:16-cv-1038-JRG

LEAD CASE

**MARKING OBJECT VIRTUALIZATION
INTELLIGENCE, LLC,**

Plaintiff,

v.

XILINX, INC.

Defendant.

C.A. No. 2:16-cv-1109-JRG

JURY TRIAL DEMANDED

JOINT MOTION TO DISMISS

Pursuant to Fed. R. Civ. P. 41(a)(ii), Plaintiff Marking Object Virtualization Intelligence, LLC and Defendant Xilinx, Inc. (collectively, “the parties”) jointly move to dismiss all claims asserted in this action against Xilinx, Inc. by Marking Object Virtualization Intelligence, LLC with prejudice. The foregoing parties further move that each party shall bear its own costs, expenses, and attorneys’ fees. A proposed order of dismissal is attached.

Dated: January 4, 2017

Respectfully submitted,

/s/ Dorian S. Berger

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COUNSEL FOR DEFENDANT XILINX, INC.

CERTIFICATE OF SERVICE

I hereby certify that all counsel of record who are deemed to have consented to electronic service are being served this 4th day of January, 2017, with a copy of this document via the Court's CM/ECF system per Local Rule CV-5(a)(3). Any other counsel of record will be served by electronic mail, facsimile transmission and/or first class mail on this same date.

/s/ Dorian S. Berger
Dorian S. Berger